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Amendment No. 11 to HB1548

**Bittle
Signature of Sponsor**

AMEND Senate Bill No. 1801

House Bill No. 1548*

by adding the following new section immediately preceding the severability clause section and by renumbering the subsequent sections accordingly:

SECTION _____. Tennessee Code Annotated, Section 45-6-209, is amended by adding the following new appropriately lettered new subsections:

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(1) Notwithstanding the provisions of this section to the contrary, if the pawn transaction involves a firearm, the pawnbroker shall exclude from the information sent to law enforcement pursuant to subsection (b)(1)--(b)(6) of this section, the name, address and identification numbers required by subsection (b)(6) of the pledgor pawning the firearm. The name, address and identification numbers of the pledgor shall remain with the pawnbroker along with the pledgor's thumbprint.

(2) A law enforcement officer may obtain the name of a pledgor pawning a firearm if the firearm that is the subject of the pawn transaction is confirmed by a law enforcement officer to have been stolen.

(3)

(A) If in the course of a criminal investigation involving a firearm, a law enforcement officer has reasonable suspicion that a suspect has entered into a pawn transaction involving a firearm, the officer may request the pawnbroker to confirm or deny that such a transaction occurred. The pawnbroker shall confirm or deny that such a transaction has occurred.

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(B) The failure of a pawnbroker to confirm or deny whether a transaction involving a firearm has occurred when requested to do so by a law enforcement officer shall constitute a violation of this part and shall constitute cause for the suspension or revocation of the pawnbroker's license.

(4) If a court grants the request of a law enforcement officer for a subpoena to require the production of the thumbprint of a pledgor taken and maintained pursuant to subsection (b)(7) of this section pursuant to the procedure set out in this section, the pawnbroker shall at the same time supply the law enforcement officer with the name, address and identification numbers of the pledgor whose thumbprint was subpoenaed.

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(1) It is an offense for a law enforcement officer or agency to use any information supplied by a pawnbroker pursuant to the provisions of this section to create or maintain a separate registry, list or database of persons who own firearms.

(2) A violation of this subsection is a Class A misdemeanor.